

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: **Scott A. Waldman, et al.**

Serial No.: **10/611,533**

Group Art Unit: 1642

Filing Date: **June 30, 2003**

Examiner: **Misook Yu**

Confirmation No.: **4518**

For: **COMPOSITIONS AND METHODS FOR IDENTIFYING AND TARGETING
CANCER CELLS OF ALIMENTARY CANAL ORIGIN**

Commissioner for Patents
P.O.Box 1450
Alexandria, VA 22313-1450

Dear Sir:

DECLARATION OF DANIEL M. SCOLNICK

I, Daniel M. Scolnick, do hereby declare as follows:

1. The amendment adding the sequences to the sequence listing and referred to in the claims by SEQ ID NOs: 3 and 4 is the same material that is disclosed in GenBank Accession Numbers U51095 and U15212, respectively, which was previously incorporated by reference.
2. I declare that all statements made herein are of our own knowledge true and statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.



February 25, 2009

Daniel M. Scolnick, Reg. 52,201

Date